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Honorable Robert S. Lasnik

## UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF WASHINGTON AT SEATTLE

YESENIA PACHECO, LUIS LEMUS, and S.L.P., minor child, by and through her Guardian ad Litem Brian Comfort,

Plaintiffs,

V.

UNITED STATES OF AMERICA,

Defendant.

NO. C15-1175 RSL

STIPULATION AND [PROPOSED]
ORDER EXTENDING CERTAIN
PRETRIAL DEADLINES

Noted on the Motion Calendar: October 31, 2018

COME NOW the parties, and respectfully agree and request that the Court extend the deadline for certain pretrial deadlines, in particular the deadline for expert disclosures and the discovery deadline. Currently, pursuant to the Minute Order Setting Trial Dates and Related Dates, this matter is set for trial on May 6, 2019. Disclosure of expert testimony under FRCP 26(a)(2) is due by November 7, 2018. Discovery must be completed by January 6, 2019. *See* Docket Order No. 49.

The parties request an extension through November 21, 2018 to complete the disclosure of expert testimony and an extension through January 22, 2019 to complete discovery. Since this case was filed, both parties have worked cooperatively in the discovery process. Despite best and good faith efforts, the parties anticipate that the reports from their respective experts will not be completed in time to meet the current deadline of November 7,

1 || 2018. The parties further anticipate that discovery, including the depositions of respective experts, will not be completed in time to meet the current discovery deadline of January 6. 3 2019. 4 Accordingly, the parties agree and respectfully request that the Court order this 5 extension of the expert disclosure deadline and discovery deadline. 6 7 DATED this 31st day of October, 2018. 8 Respectfully submitted, 9 By: By: 10 s/ Steve Ralph Alvarez ANNETTE L. HAYES 11 Steve Ralph Alvarez, WSBA # 23051 United States Attorney 705 S. 9th St., Ste. 304 12 Tacoma, WA 98405-4600 s/Patricia D. Gugin 13 Steve@alvarezlaw.com PATRICIA D. GUGIN, WSBA# 43458 14 s/ Michael A. Maxwell **Assistant United States Attorney** Michael A. Maxwell, WSBA # 21781 15 United States Attorney's Office MAXWELL GRAHAM 1201 Pacific Avenue, Suite 700 16 1621 114th Ave. SE, Ste. 123 Tacoma, Washington 98402 17 Bellevue, WA 98004 Phone: 253-428-3800 Mike@MaxwellGrahamLaw.com Fax: 253-428-3826 18 E-mail: pat.gugin@usdoj.gov 19 Attorney for Plaintiffs Attorney for Defendant 20 21 22 23 24 25 26 27 28

11 **ORDER** 2 Pursuant to the foregoing Stipulation, it is hereby 3 ORDERED, ADJUDGED and DECREED that the deadline for the disclosure of 4 expert witnesses is extended from November 7, 2018 through November 21, 2018 (rebuttal 5 reports due 30 days thereafter) and discovery also is extended from January 6, 2019 through 6 January 22, 2019. All other dates in the current scheduling order shall remain unchanged. 7 DATED this \strace{1st} day of \No. 8 9 10 11 Robert S. Lasnik United States District Judge 12 Presented by: 13 s/ Steve Ralph Alvarez 14 Steve Ralph Alvarez, WSBA# 705 S. 9th St., Ste. 304 15 Tacoma, WA 98405-4600 16 Steve@alvarezlaw.com 17 s/ Michael A. Maxwell 18 Michael A. Maxwell, WSBA # 21781 19 MAXWELL GRAHAM 1621 114th Ave. SE, Ste. 123 20 Bellevue, WA 98004 21 Mike@MaxwellGrahamLaw.com Attorney for Plaintiffs 22 23 24 25 26 27 28

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